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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/695,516 Confirmation No.: 8073
Applicant : John D. WAGSTAFF et al.
Filed : 29 October 2003
TC/A.U. : 1654
Examiner : Jennifer I. HARLE

Docket No. : 2314-271
Customer No. : 6449

TERMINAL DISCLAIMER

Director of the United States Patent
and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

The owner, COGNETIX, INC., of one hundred percent (100%) interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of **prior patent** No. 6,489,298 as the term of said prior patent is defined in 35 U.S.C. §§ 154 to 156 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the said **prior patent** is commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the **prior patent**, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that any of said **prior patent**: expires

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Terminal Disclaimer
Application No. 10/695,516
Page 2

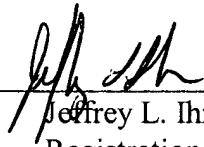
for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

The undersigned is an attorney of record.

The terminal disclaimer fee under 37 C.F.R. 1.20(d) is included.

Respectfully submitted,

ROTHWELL, FIGG, ERNST & MANBECK, p.c.

By 

Jeffrey L. Ihnen

Registration No. 28,957

Attorney for Applicant

1425 K Street, N.W., Suite 800

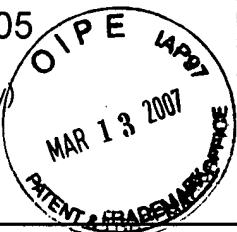
Washington, D.C. 20005

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FEE TRANSMITTAL
for FY 2005

(Small Entity)



		Complete if Known		
		Application Number	10/695,516	
		Filing Date	29 October 2003	
		First Named Inventor	John D. WAGSTAFF et al.	
		Examiner Name	Jennifer I. HARLE	
		Group Art Unit	1654	
<input checked="" type="checkbox"/> Applicant claims small entity status		Attorney Docket Number	2314-271	
Total Amount of Payment		\$65.00	Confirmation Number	8073

METHOD OF PAYMENT (check one)

- The Commissioner is hereby authorized to charge the fees indicated below or credit overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- Charge any additional fee required under 37 CFR 1.16 and 1.17 to Deposit Account No. 02-2135.
- Payment by check enclosed

FEE CALCULATION

1. FILING, SEARCH AND EXAMINATION FEES

Code	Fee	Fee Description	Fee Paid			
1001	150	Utility Filing Fee <i>395 filed before Dec. 8, 2004</i>	[]	1251	60	Extension for reply within first month
1111	250	Utility Search Fee	[]	1252	225	Extension for reply within second month
1311	100	Utility Examination Fee	[]	1253	510	Extension for reply within third month
1002	100	Design Filing Fee <i>175 filed before Dec. 8, 2004</i>	[]	1254	795	Extension for reply within fourth month
1112	50	Design Search Fee	[]	1255	1,080	Extension for reply within fifth month
1312	65	Design Examination Fee	[]	1401	250	Notice of Appeal
1003	100	Plant Filing Fee <i>275 filed before Dec. 8, 2004</i>	[]	1402	250	Filing a brief in support of an appeal
1113	150	Plant Search Fee	[]	1403	500	Request for Oral Hearing
1313	80	Plant Examination Fee	[]	1451	1,510	Petition to institute a public use proceeding
1004	150	Reissue Filing Fee <i>395 filed before Dec. 8, 2004</i>	[]	1452	250	Petition to revive -unavoidable
1114	250	Reissue Search Filing Fee	[]	1453	750	Petition to revive - unintentional
1314	300	Reissue Examination Fee	[]	1807	50	Processing fee under 37 CFR 1.17(q)
1005	100	Provisional Filing Fee	[]	1806	180	Submission of Information Disclosure Statement
				1809	395	Filing a submission after final rejection (37 CFR 1.129(a))
				1810	395	For each additional invention to be examined (37 CFR 1.129(b))
				1801	395	Request for Continued Examination (RCE)
				1802	900	Request for expedited examination of a design application
				1504	300	Publication fee for early, voluntary, or normal publication
				1505	300	Publication fee for republication
Total Claims	[]	- 20* = [] x	\$25 = []	1455	200	Filing application for patent term adjustment
Independent Claims	[]	- 3* = [] x	100 = []	1456	400	Request for reinstatement of term reduced
Multiple Dependent Claims	[]	+ 180 = []		1814	65	Statutory Disclaimer

*or number previously paid, if greater

SUBTOTAL \$

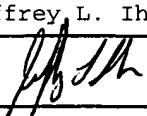
SUBTOTAL \$65.00

3. APPLICATION SIZE FEE

Total Sheets [] - 100 = []/50 = []** x \$125 =

** Number of each additional 50 or fraction thereof

SUBTOTAL \$

SUBMITTED BY		Complete (if applicable)		
NAME AND REG. NUMBER	Jeffrey L. Ihnen, Reg. No. 28,957			
SIGNATURE		DATE	13 March 2007	DEPOSIT ACCOUNT USER ID
				02-2135